



LOS ANGELES MUNICIPAL CODE 56.11 BRIEFING

Gonzalo Barriga MS
Lt. Environmental Officer
LASAN, Watershed Protection,
Environmental Enforcement



INTRODUCTION

- OUTLINE
 - INTRODUCTION
 - LAMC 56.11
 - ORDINANCE
 - DEFINITIONS
 - STRIKE TEAMS VS. RAPID RESPONSE TEAMS
 - WPD Role
 - Solids Role
 - Q & A



INTRODUCTION



MISSION STATEMENT

"To Protect the Public Health and the Environment"



Before



After

3

INTRODUCTION



- LASAN
 - Watershed Protection Program
 - Solids Resources Program
 - **Environmental Quality Program (New for 2016/2017)**
 - **Operation Health Streets (OHS, May 2012)**
 - **Clean Streets Initiative (CSI, April 2015): AKA CSLA**

4

Operation Healthy Streets

- Conditions of streets and sidewalks in Skid Row. LA County NOV May, 2012.
- Blocked by homeless encampments and difficult to access.
- Contaminated with human and animal feces and urine.
- Sharps hazards with hypodermic needles, razor blades and drug paraphernalia.
- Blocked by garbage, trash, debris and furniture.



Operation Healthy Streets

• City's Response

- The City developed a coordinated effort of specialized teams to effectively mitigate/abate the public health concerns, hazardous materials, and safety impacts of encampments in Skid Row.

Key Agencies/Departments

- Mayor's Office
- Council District
- Bureau of Sanitation
- Bureau of Street Services
- Housing Department
- City Attorney's Office
- LAPD & LAFD
- LA Homeless Services Authority
- Central City East Association
- Chrysalis



OHS/CSLA

► The Bin (voluntary & involuntary storage)

- 507 Towne Avenue



7

Clean Streets Initiative (CSI)



- On Thursday, April 23, 2015, Mayor Eric Garcetti, signed Executive Directive Number NO. 8 (ED NO. 8) . ED NO. 8 is the Clean Streets Initiative, fondly referred to by Mayor Garcetti as CSI Los Angeles.
- ED NO. 8 aims at improving livability and cleanliness in the City of Los Angeles by targeting litter and debris from City streets, sidewalks and alleys. ED NO. 8 calls for LASAN to be the City Lead agency responsible for implementing the Clean Streets Initiative.



8

Clean Streets Initiative (CSI)



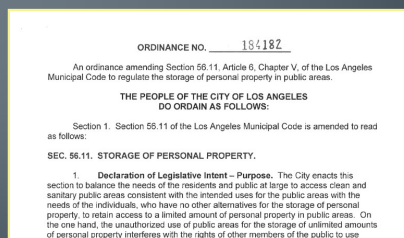
- **1. July 1, 2015: LASAN shall develop a plan for the deployment of a new Clean Streets Strike Team for clean-up in the neighborhoods where most needed.**
- 2. August 1, 2015: LASAN shall develop a plan for increasing the number of City-owned trash receptacles by 1,250 in FY 2015-16.
- 3. October 1, 2015: LASAN, in conjunction with Board of Public Works (BPW) and Office of Community Beautification (OCB), shall develop a street-by-street cleanliness assessment system to guide the deployment of City services.
- **4. November 1, 2015: BPW, in conjunction with LASAN, OCB, Bureau of Street Services and the Police Department, shall develop a plan to maximize the enforcement of laws regarding the illegal dumping of waste.**

9

LAMC 56.11



- April 6, 2016, Mayor Eric Garcetti, signed LAMC 56.11 the regulates the storage of Personal Property in Public Areas.
 - Ordinance
 - Definitions
 - Enforcement
 - Requires that protocols are developed to execute the ordinance.



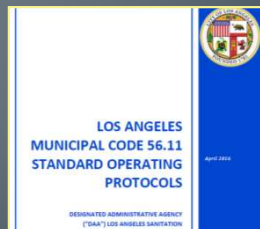
10

LAMC 56.11



LASAN is charged by serving as the Designated Administrative Agency (DAA): LAMC 56.11.11.

- LASAN develops the LAMC 56.11 protocols to be used by the City for the process and enforcement of Personal Property in Public Areas. Signed by EZ on April 7, 2016



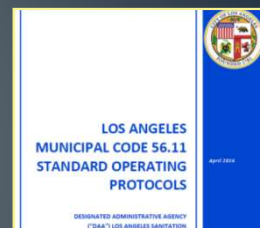
11

LAMC 56.11



LAMC 56.11 Protocols

- 10 Procedures
 1. Referrals and SR
 2. HE Authorization
 3. Public Area Cleaning
 4. Obstructing ingress/egress/ADA
 5. Trespassing in Public Areas
 6. Health Hazards
 7. Evidence of a crime or contraband
 8. Bulky items (non-shelter)
 9. Bulky items (structures)
 10. Tents



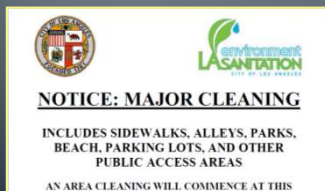
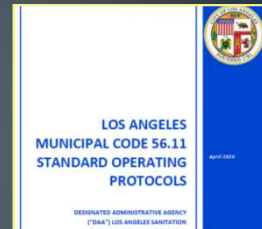
12

LAMC 56.11



LAMC 56.11 Protocols

- There are two types of clean-ups
 1. Posted Clean-ups
 - **Must follow authorization**
 2. Enforcement – generally no postings
 - **Must follow enforcement protocols**



13

LAMC 56.11 Definitions



Definitions

- **HOMELESS ENCAMPMENT** – are locations where one or more homeless people live or store personal property in an unsheltered area. (CalEPA, CalRecycle Defined).
- **PERSONAL PROPERTY** – Defined in Los Angeles Municipal Code 56.11, means any tangible property, and includes but is not limited to, goods, materials, merchandise, Tents, tarpaulins, bedding, sleeping bags, hammocks, personal items such as household items, luggage, backpacks, clothing, documents and medication.

14



LAMC 56.11 Definitions

Definitions

- **PUBLIC AREA(S)** - Defined in Los Angeles Municipal Code 56.11, means all property that is owned, managed or maintained by the City, except property under the jurisdiction of the Department of Recreation & Parks which is governed by Los Angeles Municipal Code 63.44, and shall include, but is not limited to, any street, medial strip, space, ground, building or structure.

15



LAMC 56.11 Definitions

Definitions

- **UNATTENDED** – Defined in Los Angeles Municipal Code 56.11 means no Person is present with Personal Property who asserts or claims ownership over the Personal Property. Conversely, property is considered “**Attended**” if a Person is present with the Personal Property and the Person claims ownership over the Personal Property.
- **LAW ENFORCEMENT OFFICER** – Any appointed governmental employee with Peace Officer arrest authority listed under California Penal Code Section 830.

16

Strike Team vs. Rapid Response Team



CSI Strike Team

- Posting scenarios only
- Respond to:
 - SR's
 - Referrals
 - CD priority locations
- **Mission – Maintain clean and safe public right-of-ways**



17

Strike Team vs. “Rapid Response Team”



- **PUBLIC RIGHT-OF-WAY ENFORCEMENT- AKA LAPD HOPE/LASAN Rapid Response Teams**
- **Enforcement scenarios of 56.11 Protocol**
- Non-posting scenarios
- LAPD HOPE Teams have different scope
- **Mission – Public right-of-way enforcement and compliance**

18

WPD's Role

Responsibilities

1. Legal Requirements
2. Postings
3. Health Hazard Determinations
4. Personal Property
5. Enforcement
 1. 56.11
 2. Illegal dumping enforcement
6. Documentation

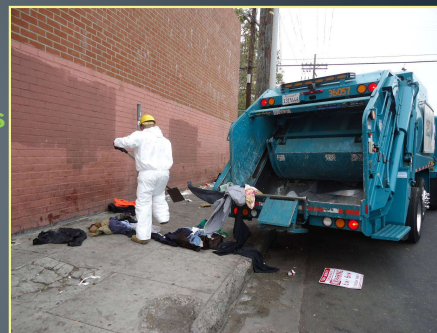


19

Solids Role

Responsibilities

1. Funding
2. Management of Resources
3. Scheduling
4. HE Authorization system
5. Illegal dumping clean-up
6. Scouting
7. Solid waste removal



20

PROPERTY REMOVAL SCENARIOS

I. ENFORCEMENT (NO POSTING NEEDED)

- 1) ADA requirements
- 2) Health hazard determinations [line of sight]
- 3) Blocking egress [entrance/exit of property]
- 4) Bulky item
- 5) Tents: 6am to 9pm
- 6) Non-compliant, property resulting from an arrest and booking
- 7) Trespassing with appropriate signage

II. PUBLIC HEALTH & SAFETY CLEANING (POSTING REQUIRED)

- 1) General property with health hazards, trash and debris
- 2) Site with animals or animals in cages

III. GENERAL PROPERTY W/O CLEANING (POSTING REQUIRED)

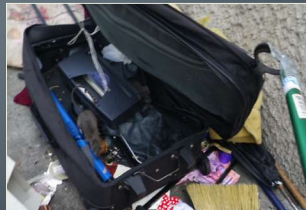
21

SCENARIOS



• HEALTH HAZARD,

- Materials are considered to be health hazards when there is statistically significant evidence based on at least one study conducted in accordance with established scientific principles that acute or chronic health effects may occur in exposed persons. This includes chemicals that are toxic, etc.
- [CDC health hazard definition link](#)
- LAMC 56.11.3.(f) immediate threat to health or safety of the public



22

SCENARIOS

- **AMERICANS WITH DISABILITIES ACT,**
- July 26, 1990 – signed by President George H.W. Bush,
 - The ADA is a civil rights legislation that prohibits discrimination and guarantees that people with disabilities have the same opportunities as everyone else to participate in the mainstream of American life ada.gov.
 - The 36" inch rule.
 - LAMC 41.18.(a)



23

SCENARIOS

- **BLOCKING EGRESS,**
- LAMC 56.11.3.(d)
- The 10 foot rule : within 10 feet of egress



24

SCENARIOS

- **BULKY ITEM,**

- Definition: LAMC 56.11.2.(b) item that is too large to fit in a 60 gallon trash can with the container lid closed. An exception for tent
- Enforcement: LAMC 56.11.3.(g) immediate removal without posting



25

SCENARIOS

- **TENT,**

- Definition: LAMC 56.11.8 no person shall erect a tent in any Public Area from 6am to 9pm. Amendment pending,
- Enforcement: immediate removal without posting



26

SCENARIOS



- **PUBLIC HEALTH & SAFETY CLEANING,**
 - POSTING REQUIRED
 - LAMC 56.11



27

SCENARIOS

- **EXCESS PROPERTY FROM AN ARREST/BOOKING,**
 - LAMC 56.11
 - No posting required



28

Questions?



SUCCESS

29

HE Test

Is this a HE?

YES!



Should we Authorize and Clean?

YES!



30



HE Test

Is this a HE?

YES!



Should we Authorize and Clean?

YES!

31



HE Test

Is this a HE?

YES!



Should we Authorize and Clean?

LASAN No! What authority?

32



HE Test

Is this a HE?
YES!



Should we Authorize and Clean?
LASAN No! What authority?

33



HE Test

Is this a HE?
YES!



Should we Authorize and Clean?
Yes!

34

HE Test

Is this a HE?
YES!



Should we Authorize and Clean?
No!

35

HE Test

Is this a HE?
No!



Should we Authorize and Clean?
Yes! But you may need WPD for hazards/enforcement!

36

THANK YOU!

37